

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

103

CWP No.19148 of 2020

DATE OF DECISION : 11th NOVEMBER, 2020

Richa Singh

.... Petitioner

Versus

Punjab and Haryana High Court, Chandigarh

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

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In virtual Court

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Present: Mr. Dil Jit Singh Ahluwalia, Advocate for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed under Article 226 of the Constitution of India for issuance of writ in the nature of mandamus seeking disposal and communication of order qua representation (Annexure P-1) filed by the petitioner.

2. The perusal of the paper book shows that the grievance of the petitioner, mainly, is that the coordinate Bench of this court has passed certain orders; granting interim protection against arrest to the husband of the petitioner in an FIR lodged by the petitioner. Further; the said Bench has restrained the trial court from framing the charge on the ground that the parties have been referred to mediation. Still further grievance of the petitioner is that in two FIRs, which were registered at the instance of husband of the petitioner, the petitioner had prayed for stay against the investigation of those FIRs, however, the said Bench declined the said prayer. Hence, apprehending the possibility of the likelihood of bias with the Hon'ble Judge, a representation was made by her before the Chief

Justice of this court for transfer of all the cases between the parties, to some other Bench. However, the said representation has not been considered and decided by the Chief Justice. Hence, the present petition.

3. A bare perusal of the paper book shows that all the orders, which have been referred to by the petitioner, are the judicial orders, against all of which the petitioner has some remedy or the other, before the Hon’ble Supreme Court. The petitioner is stated to have approached the Hon’ble Supreme Court against some of those orders, as well. The petitioner cannot, legitimately, claim existence of any bias, only because judicial orders have gone against her.

4. Otherwise also; the effectual prayer in the petition is for a direction to the Chief Justice to take a call to transfer the case from one Judge to another Judge of the High Court. In humble assessment of this court, the administrative power of the Chief Justice as master of the roster is within the exclusive and absolute discretion of the Chief Justice of the High Court. Any litigant does not have any kind of right qua invoking the said power on administrative side; in any particular manner. Therefore, the petitioner did not have any right to make any representation to the Chief Justice; on administrative side; as master of the roster. Since the petitioner did not have any right to make the representation in the first instance, therefore, any petition for direction to the Chief Justice to pass any specific order on the said representation is, otherwise also, not maintainable.

5. In view of the above, the present petition is dismissed.

11TH NOVEMBER, 2020
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>